

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J. and Valorie Gray, Deputy Clerk.

DIVISION THREE (Continued)

Each of the following:

B181606 Children and Family Services v. Aracelia S.
B177514 People v. Diaz
B177156 People v. Lowe
B176884 People v. Brandon M.
B180376 People v. Johnson
B177335 People v. Jesse G.

Argument waived, cause submitted.

B177637 Gonzalez
 v.
 Roadway Express, Inc., et al.

Merits:
Argued by Jack I. Samet for appellants and by John P. Dwyer for
respondent. Cause submitted.

B173977 D & M Financial Corporation
 v.
 City of Long Beach

Merits:
Argued by Randall Fudge, Deputy City Attorney for appellant and by
William Litvak for respondent. Cause submitted.

Court recessed at 10:27 a.m.

Court reconvened at 1:30 p.m.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J. and Valorie Gray, Deputy
Clerk.

Each of the following:

B180956 Children and Family Services v. Ashley G.
B182635 Children and Family Services v. Beatriz R.

DIVISION THREE (Continued)

Each of the following (continued):

B179882 People v. Anderson
B175087 People v. Valenzuela
B177580 People v. Collindres

Argument waived, cause submitted.

B174144 People
 v.
 Chan

Merits:

Argued by Tracy Dressner for appellant and by William H. Shin, Deputy Attorney General for respondent. Cause submitted.

B182693 In re on Habeas Corpus
 v.
 Sebrone Darnell Walls

Merits:

Argued by Robert F. Howell for petitioner and by Carl N. Henry, Deputy Attorney General for real party in interest. Cause submitted.

B172533 Mayes, et al.
 v.
 Bryan, et al.

Merits:

Argued by Curtis A. Cole for appellants and by Bruce G. Fagel for respondents. Cause submitted.

Court adjourned.

DIVISION THREE (Continued)

184502 Manuel V. and Carrie H. (Not for Publication)
v.
Superior Court, Los Angeles County
(Los Angeles County Department of Children and Family Services, r.p.i.)

The petition is denied.

Croskey, Acting P.J.

We concur: Kitching, J.
 Aldrich, J.

B184230 Sherry G. (Not for Publication)
v.
Superior Court, Los Angeles County
(Los Angeles County Department of Children and Family Services, r.p.i.)

The petition is denied.

Kitching, J.

We concur: Croskey, Acting P.J.
 Aldrich, J.

B178475 Los Angeles County Departmen of (Not for Publication)
Children and Family Services
v.
Michelle M.

The portion of the order sustaining juvenile court jurisdiction pursuant to section 300, subdivision (c) is reversed. In all other respects the order is affirmed.

Kitching, J.

We concur: Klein, P.J.
 Croskey, J.

DIVISION FOUR

B178573 Vinci (Not for Publication)
v.
Pollyea et al.

The judgment is reversed as to the cause of action for trespass, and the cause remanded for further proceedings consistent with the views expressed in this opinion; in all other respects the judgment is affirmed. The parties are to bear their own costs on appeal.

Epstein, P.J.

We concur: Curry, J.
Willhite, J.

B172632 Yalnezian et al. (Not for Publication)
v.
Glendale Association of Realtors

We affirm the order denying the petition for writ of administrative mandamus.

Epstein, P.J.

We concur: Hastings, J.
Curry, J.

B178035 People (Not for Publication)
v.
Howard

The judgment is affirmed.

Epstein, P.J.

We concur: Curry, J.
Willhite, J.

DIVISION FOUR (Continued)

B178904 People (Not for Publication)
v.
Hardaway

The judgment is affirmed.

Epstein, P.J.

We concur: Hastings, J.
Curry, J.

B184232 David O. (Not for Publication)
v.
Superior Court, Los Angeles County
(Los Angeles County Department of Children and Family Services, r.p.i.)

The petition for writ of mandate is dismissed.

Curry, J.

We concur: Epstein, P.J.
Willhite, J.

B179221 Los Angeles County, D.C.S. (Not for Publication)
v.
Louvenia H. et al.

The order terminating mother's parental rights, denying grandmother's de facto parent status request, and summarily denying the section 388 petitions are affirmed.

Hastings, J.

We concur: Epstein, P.J.
Curry, J.

DIVISION FOUR (Continued)

B175868 People (Not for Publication)
v.
Coley

The sentence is affirmed as to the present offense and the true finding on the May 1978 Alabama prior conviction for robbery. It is reversed to the extent it is based on a second prior conviction under the Three Strikes law. The matter is remanded for resentencing. On remand, the prosecution may ask to reinstate the first prior alleged in the original information and the defense may present any argument in opposition. The trial court shall then rule on the evidence, exercise its sentencing discretion, and impose sentence accordingly.

Epstein, P.J.

We concur: Curry, J.
Willhite, J.

B178613 Los Angeles County, D.C.S. (Not for Publication)
v.
David O.

The challenged jurisdictional and dispositional orders are affirmed.

Curry, J.

We concur: Epstein, P.J.
Willhite, J.

B179672 Lavery
v.
Westwood One, Inc., et al.

Filed order denying petition for rehearing.

DIVISION FIVE

B184083 People (Not for Publication)
v.
Brent Loren Adams

The appeal is dismissed.

Turner, P.J.

We concur: Armstrong, J.
Kriegler, J.

B183232 In re: Emilio R. (Not for Publication)
v.
Los Angeles County, D.C.S.
Angelica S. and Victor R.

The orders terminating the parental rights of Angelica S. and Victor R. as to their minor son Emilio R. are affirmed. The order denying the Welfare and Institutions Code section 388 petition is affirmed.

Turner, P.J.

We concur: Armstrong, J.
 Kriegler, J.

B182974 In re Matthew C. (Not for Publication)
v.
Los Angeles County, D.C.S.
Steven C.

The judgment is affirmed.

Turner, P.J.

We concur: Armstrong, J.
 Kriegler, J.

October 12, 2005 (Continued)

DIVISION FIVE (Continued)

B171490 People v. Berry (Not for Publication)

The judgment is affirmed.

Turner, P.J.

We concur: Armstrong, J.
 Mosk, J.

DIVISION SIX

Court convened at 9:00 A.M.

Present: Gilbert, P.J., Yegan, J., Coffee, J., Perren, J. and G. Bents, Senior Deputy Clerk.

B178096 Spooner v. City of Grover Beach

Argument continued to November, 2005.

B175956 Walsh
v.
Jenkins

Merits:

Argued by Gabriele Mezger-Lashley for appellant and by Larry L. Hines for respondent. Ruling on the motion to dismiss and request for judicial notice, filed on October 3, 2005, is deferred pending determination of the merits on appeal. Cause submitted.

DIVISION SIX (Continued)

B177679 Doud & Associates, Inc.
 v.
 Advanced Agri-Irrigation, Inc.

Merits:

Argued by Ralph Phillip Guenther for appellant and by Maria L. Hutkin for respondent Bruce Pires. Cause submitted.

Gilbert, P.J. left the bench.

B177338 Marriage
 of
 Manginelli

Merits:

Argued by Hugh A. Lipton for appellant and by Wendy C. Lascher for respondent. Cause submitted.

B178125 Santa Barbara Channelkeeper, et al.
 v.
 California Coastal Commission, et al.

Merits:

Argued by Eric A. Amador for appellant and cross-respondent Santa Barbara Channelkeeper; by Geralyn L. Skapik for appellant and cross-respondent City of Goleta; by Hayley Peterson, Deputy Attorney General, for respondent California Coastal Commission; and by Steven H. Kaufmann for respondent and cross-appellant City of Santa Barbara. Cause submitted.

B176465 Marriage
 of
 Harmon

Merits:

Argued by John F. Hodges for appellant and by Bernard N. Wolf for respondent. Cause submitted.

DIVISION SIX (Continued)

Yegan, J. left the bench.

Gilbert, P.J. returned to the bench.

B184175 Ramirez
 v.
 Ventura County Superior Court
 (Martinez, r.p.i.)

Merits:

Argued by Michael E. Ford for petitioners and by Gregory T. May for real parties in interest. Cause submitted.

Court recessed at 11:10 A.M.

Court reconvened at 1:30 P.M.

Present: Gilbert, P.J., Yegan, J., Coffee, J., Perren, J. and G. Bents, Senior Deputy Clerk.

Each of the following:

B177435 People v. Ranger Insurance Co.
B178241 Child Welfare Services v. Lindsay B.

Argument continued to November, 2005.

B180551 Rietdyk v. State of California

Argument waived, cause submitted.

B179578 People
 v.
 Ranger Insurance Co.

Merits:

Argued by Matthew A. Bromund, Assistant Co. Counsel, for respondent.
Argument previously waived by appellant. Cause submitted.

DIVISION SIX (Continued)

B177933 Republic Western Insurance Co.
 v.
 Santa Barbara Villas, et al.

Merits:

Argued by A. Barry Capello for appellants Santa Barbara Villas and Investec Equities, Inc. and by Timothy W. Kenna for respondents Manchester Insurance Co. and Glen Estabrook. Cause submitted.

B178559 Marriage
 of
 Hurtado

Merits:

Argued by Adrian S. Andrade for appellant and by Janis Joy Ward for respondent. Cause submitted.

B179354 August Construction Inc.
 v.
 Madonna

Merits:

Argued by Patrick J. Duffy for appellants and by Einar William Johnson for respondent. Cause submitted.

B182790 Kindred
 v.
 La Bossiere

Merits:

No appearance for appellant and no appearance for respondent. Cause submitted.

Court adjourned.